

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

JOE DASILVA, JR.,

Plaintiff,

Civil No. 20-11358

v.

Honorable Mark A. Goldsmith

CHRISTINE WORMUTH,  
Secretary of the Army, and MARTIN  
POTTER, in his individual capacity,

Defendants.

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**STIPULATED RULE 502(D) ORDER**

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(A) Inadvertent production of privileged information does not waive or otherwise compromise any applicable privilege or preclude the party from asserting privilege claims after production. The party recalling an inadvertent production shall request in writing the return or destruction of such information and shall, within 14-calendar days of its request, produce a privilege log disclosing all applicable assertions of privilege for the recalled production. Upon receipt of the written request, the recipient party shall comply with the producing party's request to cease review of the inadvertent production and return or destroy the inadvertent production, regardless of whether the recipient party intends to file a motion to compel production of the recalled production, in whole or in part.

(B) The party recalling an inadvertent production shall pay the costs of complying with its request, if any, including electronic discovery support staff and paralegal time, but not including attorney time.

IT IS SO ORDERED.

Dated: February 24, 2022  
Detroit, Michigan

s/Mark A. Goldsmith  
MARK A. GOLDSMITH  
United States District Judge

SO STIPULATED AND AGREED:

LAW OFFICE OF KEITH ALTMAN

*/s/ Keith Altman (w/consent)*  
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*Attorneys for Plaintiff*

Dated: February 23, 2022

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UNITED STATES ATTORNEY

*/s/ Benjamin A. Anchill*  
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*Attorneys for Defendant Wormuth*

Dated: February 23, 2022

BOGAS & KONCIUS, PC

*/s/ Brian E. Koncius (w/consent)*  
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Dated: February 23, 2022

*Attorneys for Defendant Potter in his  
individual capacity only*